

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Wealthy Desai et al.

Confirmation No.: 4469

Serial No.: 10/617,959

Examiner: Unassigned

Filed: July 11, 2003

Group Art Unit: 3629

For: METHODS, SYSTEMS AND COMPUTER PROGRAM PRODUCTS FOR
PAPERLESS THIRD-PARTY BILLING OF BUSINESS DIRECTORY
ADVERTISEMENTS

October 20, 2003

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OCT 21 2003

OFFICE OF PETITIONS

Office of Patent Legal Administration
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO ACCORD THE PROPER FILING DATE

Sir:

As set forth in 37 CFR § 1.10(c) and MPEP § 506.02, Applicant hereby petitions to grant the proper filing date of July 11, 2003, rather than July 14, 2003, for the above-identified patent application, as this was the date the application was deposited as "Express Mail" in the U.S. Postal Service. The following is enclosed as evidence of July 11, 2003 being the correct filing date for the application, which was properly filed under 37 C.F.R. § 1.10:

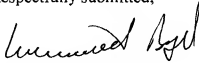
1. A true and accurate copy of the Cover Sheet for the application showing the Express Mail signature and date on Page 2;
2. A "Track & Confirm" printout from the United States Postal Service ("USPS") website, showing the "acceptance" or deposit date with the USPS as 5:48 p.m. on July 11, 2003; and
3. True and accurate copies of our return post card and of the official filing receipt for this application, sent by the United States Patent and Trademark Office ("USPTO"), showing that Applicant was improperly given the filing date of July 14, 2003, instead of the Express Mail date of July 11, 2003.

This petition is being filed promptly after Applicant became aware of the improperly accorded filing date. Accordingly, Applicant respectfully requests the granting of July 11, 2003 as the filing date pursuant to 37 CFR § 1.10.

In re: Wealthy Desai
Serial No.: 10/617,959
Mailing Date: July 11, 2003
Page 2

On the basis that Applicant properly followed the requirements of 37 CFR §1.10 and the USPTO failed to accord the proper filing date under MPEP § 505 and thus the need to file this petition is due to error on the part of the USPTO, it is Applicant's belief that no fee is due with this petition. However, the Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,



Mitchell S. Bigel
Attorney For Applicant
Registration No. 29,614

Customer Number 39072
Myers Bigel Sibley & Sajovec, P.A.
P.O. Box 37428
Raleigh, NC 27627
919-854-1400
919-854-1401 (Fax)

COPY

ATTY DOCKET NO.: 9400-33

DATE: July 11, 2003

**UTILITY PATENT APPLICATION TRANSMITTAL LETTER
AND FEE TRANSMITTAL FORM (37 CFR § 1.53(b))**

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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OCT 21 2003

OFFICE OF PETITIONS

Sir:

Transmitted herewith for filing under 37 CFR § 1.53(b) is:

- ☒ a patent application
☐ a Continuation ☐ a Divisional ☐ a Continuation-in-Part (CIP) Application of prior application no.: _____; filed _____, the disclosure of which is incorporated herein by reference in its entirety.
☐ and claims the benefit of Provisional Application No. _____; filed _____.

Inventor(s) or Application Identifier: **Wealthy Desai**

Entitled: **METHODS, SYSTEMS AND COMPUTER PROGRAM PRODUCTS FOR
PAPERLESS THIRD-PARTY BILLING OF BUSINESS DIRECTORY
ADVERTISEMENTS**

Correspondence Address:**20792**

PATENT TRADEMARK OFFICE

Enclosed are:

1. ☒ Application Transmittal Letter and Fee Transmittal Form (A duplicate is enclosed for fee processing)
2. ☒ 26 pages of Specification (including 61 claims)
3. ☒ 9 sheets of Formal Drawings (35 USC 113)
4. ☒ Oath or Declaration
 - a. ☒ newly executed (original or copy)
 - b. ☐ copy from prior application (37 CFR 1.63(d) (for continuation/divisional) [Note Box 6 Below])
 - c. ☐ **DELETION OF INVENTOR(S)** (Signed statement deleting inventor(s) named in the prior application)
5. ☐ Application Data Sheet. See 37 CFR 1.76
6. ☐ Incorporation By Reference (useable if box 4b is checked)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
7. ☐ Microfiche Computer Program (Appendix)
8. ☒ Assignment papers (cover sheet(s) and document(s))

9. ☐ Applicant claims small entity status. See 37 CFR § 1.27.
 10. ☐ Information Disclosure Statement, PTO-1449, and _____ references cited
 11. ☐ Preliminary Amendment (*Please enter all claim amendments prior to calculating the filing fee.*)
 12. ☐ English Translation Document
 13. ☐ Certified Copy of _____ Application No. _____; Filed _____
 14. ☐ Sequence Listing/ Sequence Listing Diskette
 a. ☐ computer readable copy
 b. ☐ paper copy
 c. ☐ statement in support
 15. ☐ An Associate Power of Attorney
 16. ☒ Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
 17. ☒ Other: **Declaration of Wealthy Desai**

The fee has been calculated as shown below:

	Column 1 No. Filed	Column 2 No. Extra	Small Entity Rate Fee	Large Entity Rate Fee
BASIC FEE			\$375.00	\$750.00
TOTAL CLAIMS	61 - 20 =	41	x 09 = \$	x 18 = \$738.00
INDEP CLAIMS	12 - 3 =	9	x 42 = \$	x 84 = \$756.00
<input type="checkbox"/> MULTIPLE Dependent Claims Presented			+ 140 = \$	+ 280 = \$
<i>If the difference in Col. 1 is less than zero, Enter "0" in Col. 2</i>			Total \$	Total \$2244.00

- ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.
☒ A check in the amount of \$2,284.00 is enclosed to cover the filing fee, PLUS the Assignment Recordation fee (\$40.00).
☐ Please charge my Deposit Account No. 50-0220 in the amount of \$ _____.
☐ The Commissioner is hereby authorized to credit overpayments or charge the following fees associated with this communication to Deposit Account No. 50-0220:
 a. ☐ Additional filing fees under 37 CFR 1.16 for presentation of extra claims.
 b. ☐ Additional patent application processing fees under 37 CFR 1.17.

Respectfully submitted,



Mitchell S. Bigel

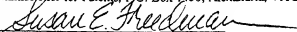
Registration No. 29,614

CERTIFICATE OF EXPRESS MAILING

Express Mail Label No. EV 353610205 US

Date of Deposit: July 11, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Susan E. Freedman

Date of Signature: July 11, 2003

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Track & Confirm

Shipment Details

You entered EV35 3610 205U S

Your item was delivered at 8:57 am on July 14, 2003 in ARLINGTON, VA 22202 to PATENT OFFICE. The item was signed for by J STECKEL.

Here is what happened earlier:

- ARRIVAL AT PICK-UP-POINT, July 12, 2003, 8:22 pm, ARLINGTON, VA 22202
- ARRIVAL AT PICK-UP-POINT, July 12, 2003, 10:57 am, DULLES, VA 20102
- ARRIVAL AT UNIT, July 12, 2003, 9:48 am, DULLES, VA 20102
- ENROUTE, July 11, 2003, 7:28 pm, RALEIGH, NC 27623
- ACCEPTANCE, July 11, 2003, 5:48 pm, RALEIGH, NC 27612

Notification Options

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July 11, 2003

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

07-25-03 11:23:43 IN

17958 U.S. PTO

10/617959



07/14/03

Sir: Kindly acknowledge receipt of the accompanying by placing your
receiving date stamp hereon and mailing:

Application Transmittal (in duplicate); Check-\$2,284.00; Declaration and Power of
Attorney for Patent Application; Patent Application (26 pages, 61 claims, 9 sheets
drawings); Declaration of Wealthy Desai; Assignment Recordation Form Cover Sheet
and Assignment; In re: **Wealthy Desai**; For: **METHODS, SYSTEMS AND
COMPUTER PROGRAM PRODUCTS FOR PAPERLESS THIRD-PARTY
BILLING OF BUSINESS DIRECTORY ADVERTISEMENTS**

Respectfully submitted,
MYERS BIGEL SIBLEY & SAJOVEC

MSB

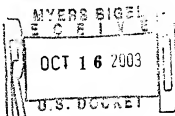


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UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1470
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/617,959	07/14/2003	3629	2244	9400-33	9	61	12

20792
 MYERS BIGEL SIBLEY & SAJOVEC
 PO BOX 37428
 RALEIGH, NC 27627



CONFIRMATION NO. 4469

FILING RECEIPT



OC000000011034639

Date Mailed: 10/14/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Wealthy Desai, Atlanta, GA;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 10/14/2003

Projected Publication Date: 01/20/2005

Non-Publication Request: No

Early Publication Request: No

Title

Methods, systems and computer program products for paperless third-party billing of business directory advertisements

Preliminary Class

705

10-16-03 10:01:28 PM